IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

THURSDAY, THE 24TH MAY 2007 / 3RD JYAISHTA 1929

WP(C).No. 14686 of 2007(S)

PETITIONER:

SEBASTIAN KURIAN, AGED 49,
S/O.KURIAN,HOTEL AMBASSIDOR COMPLEX,
K.K.ROAD,KOTTAYAM-1.

BY ADV. SRI.JOHNSON MANAYANI

RESPONDENTS:

1. THE STATE OF KERALA, REPRESENTED BY ITS CHIEF SECRETARY, SECRETRIAT,TRIVANDRUM.

2. THE SECRETARY TO GENERAL EDUCATION, SECRETRIAT,TRIVANDRUM.

3. THE DIRECTOR OF PUBLIC INSTRUCTIONS, (DPI), JAGATHY,TRIVANDRUM.

4. BOARD OF PUBLIC EXAMINATIONS, KERALA, GENERAL EDUCATION DEPARTMENT(SSLC), REPRESENTED BY ITS SECRETARY,TRIVANDRUM.

BY SPECIAL GOVERNMENT PLEADER SRI.M.R.SABU

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T. SANKARAN, J.

W.P.(C) NO. 14686 OF 2007

Dated this the 24th day of May, 2007

JUDGMENT

H.L.DATTU, C.J.

This is a public interest litigation. Petitioner is an advocate and public spirited citizen. He is before us in this Writ Petition filed under Article 226 of the Constitution of India for the following reliefs:

> (i) Issue a writ of mandamus or any other writ, commanding the respondents to show the mark as well as Grade in the S.S.L.C mark list in the S.S.L.C examination conducted in the month of March, 2007.
>
> (ii) Declare that, showing of grade as well as marks in the S.S.L.C mark list in the S.S.L.C examination conducted in the month of March, 2007 is highly necessary.

2. The fourth respondent has filed a detailed statement, in that they have stated: "It is humbly submitted that those who aspire for higher studies outside the State, and also wish to join CBSC and ICSE,

separate marks sheet will be given by the Pareekshabhavan as per the request of the student or institutions."

3. The averment made by the fourth respondent is placed on record.

4. In view of the categorical statement made by the fourth respondent, we need not go into other details of the case. Accordingly, the Writ Petition is disposed of. Liberty is given to the petitioner to make appropriate application before the fourth respondent for furnishing the mark sheet. If such an application is made, the fourth respondent will grant the request made by the petitioner.

Ordered accordingly.

(H.L.DATTU)
Chief Justice

(K.T.SANKARAN)
Judge

ahz/